

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Donald Ray Denton et al.

Group No.: 1723

Serial No.: 09/829,714

Examiner: Terry K. Cecil

Filed: April 10, 2001

Confirmation No: 1788

For: FILTER ELEMENT AND METHOD OF MAKING SAME

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed July 11, 2006 finally rejecting claims 66-77 and 79-87.

1. STATUS OF APPLICANT

This application is on behalf of

other than a small entity
 small entity

CERTIFICATE OF MAILING, FACSIMILE OR ELECTRONIC TRANSMISSION

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Commissioner for Patents address below.
X being transmitted via the USPTO Electronic Filing System.

/Cynthia S. Murphy/
Cynthia S. Murphy

October 11, 2006
Date

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 CFR 1.17(e) the fee for filing the Notice of Appeal is:

small entity \$250.00
 other than a small entity \$500.00

Notice of Appeal fee due \$500.00

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

(a) Applicant petitions for an extension of time under 37 CFR 1.17(a)-(d) for the total number of months checked below:

Extension (months)	Fee for other than small entity	Fee for small entity
<input type="checkbox"/> one month	\$ 120.00	\$ 60.00
<input type="checkbox"/> two months	\$ 450.00	\$225.00
<input type="checkbox"/> three months	\$1,020.00	\$510.00
<input type="checkbox"/> four months	\$1,590.00	\$795.00

Fee \$

If an additional extension of time is required please consider this a petition therefor.

An extension for _____ months has already been secured and the fee paid therefor of \$ _____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ _____

or

(b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$500.00

Extension fee (if any) \$

TOTAL FEE DUE \$500.00

5. FEE PAYMENT

Charge Account No. _____ the sum of \$ _____
A duplicate of this transmittal is attached.

Credit card payment in the amount of \$500.00 to cover the required filing
fee of this document is being made via EFS-Web.

6. FEE DEFICIENCY

If any additional extension and/or fee is required charge Account No.
18-0988.

AND/OR

If any additional fee for claims is required, charge Account No.
18-0988.

/Cynthia S. Murphy/
SIGNATURE OF ATTORNEY

Reg. No.: 33,430

Cynthia S. Murphy
Type or print name of attorney

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